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June 9, 2011

By Hand

The Honorable Ronald L. Ellis U.S. Magistrate Judge United States District Court Southern District of New York 500 Pearl Street, Room 1970 New York, New York 10007-1312

> Re: CVD Equipment Corporation v. Taiwan Glass Industrial Corporation v. Capital One, N.A. Case No. 2010 Civ. 00573 (RJH) (RLE)

Dear Judge Ellis:

This office represents plaintiff, CVD Equipment Corporation, in the above-referenced action. We write with the consent of all counsel to request a brief adjournment of the conference scheduled by the Court at 10:00 a.m. on June 21, 2011, due to the unavailability of counsel from this office. All counsel are available at any time on June 22, 2011, and we believe are also available on June 27 or 29 and on July 5<sup>th</sup>.

In light of the number of open discovery disputes or issues between the parties, all parties request that the first available date be selected, if possible. In that regard, it should be noted that depositions are noticed to begin in the last week of June, and there are discovery disputes between the parties that may affect those depositions.

Please advise if the Court requires anything further with regard to this request.

Conference adjourned to

3.30 pm.

JRH:as

cc: Howard Chen, Esq. (by email)
Paul A. Straus, Esq. (by email)

Douglas J. Good, Esq.

Respectfully submitted,

Joseph R. Harbeson

For the Firm

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MAGISTRATE JUDGE RONALD LELLE